

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Kelly L Wiggins v Kenneth C Wiggins**

Docket No. **259611**

L.C. Nos. **00-020028-DM**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal and the motion to show cause are DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). This Court provided notice regarding the nature of the defect in this filing, and the defect was not corrected in a timely manner by providing this Court with five copies of the order or orders to be appealed. See MCR 7.203(B)(1), 7.205(A), 7.205(B)(2), and 7.205(F)(3). Even though appellant failed to provide this Court with an application for leave to appeal concerning just the criminal case, further review of the materials filed by appellant showed any appeal from L. Ct. No. 04-007924-FY would not be properly before this Court as it appears appellant wants to challenge the decisions of a district court. MCR 7.203(A) and 7.203(B)(1). Instead of filing an appeal with this Court that challenges the aforesaid district court case, appellant must file the appeal in the circuit court that has superintending powers over the district court in question. See MCR 7.101 and 7.103. Dismissal is without prejudice to whatever other relief may be available consistent with the court rules.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 3 2005

Date

Sandra Schultz Mengel
Chief Clerk